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NAME	FAX NUMBER	CONFIRM NUMBER
TO: Mr. Burton Mullins	USPTO	703-872-9306

**ADDITIONAL INFORMATION:**

Application Serial No. 08/952,996

Inventor: Mats LEIJON

Filed: April 10, 1998

Attorney Docket No.: 66291-157-2

CONFIRMED BY:

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TIME:

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PAGE 1/3 \* RCVD AT 7/13/2004 2:53:25 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/3 \* DNI:8729306 \* CSID:2029068673 \* DURATION (mm:ss):01:26

66291-157

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) PATENT  
Mats LEIJON )  
Serial No.: 08/952,996 ) Group: 2834  
Filed: April 10, 1998 ) Examiner: B. S. MULLINS

For: A TURBO GENERATOR PLANT

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 13, 2004

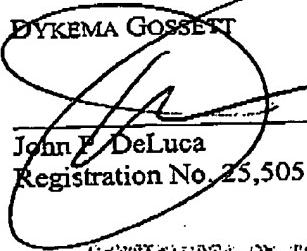
Sir:

Transmitted herewith for filing is the Terminal Disclaimer for the above-identified application.

The Commissioner is authorized to charge the fee of \$110.00 for the Terminal Disclaimer.

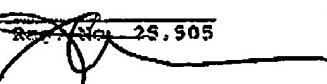
The Commissioner is authorized to charge any additional fees to Deposit Account 04-2223 or credit any overpayment thereto.

Respectfully submitted,

DYKEMA GOSSETT  
  
John P. DeLuca  
Registration No. 25,505

## CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office. Fax No. 7038729306 on 7/13/04.

John P. DeLuca, Reg. No. 25,505  


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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE  
PATENTING REJECTION OVER A PENDING SECOND APPLICATION**

Docket No.  
66291-157

In re Application of: Mats LEIJON  
Application No. 08/952,996  
Filed: April 10, 1998  
For: A TURBO GENERATOR PLANT

The owner, **ABB AB**, of **100.00** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number **10/603,802**, filed on **June 26, 2003**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant. In the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney of record.

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PTO suggested wording for terminal disclaimer was

unchanged  changed (if changed, an explanation should be supplied.)

Dated: **July 13, 2004**

Name and Address of Person Signing

J hn P. DeLuca, Reg. No. 25,505  
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Third Floor West, Franklin Square  
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I certify that this document and fee is being deposited on **July 13, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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